

Richard D. McCune, Esq., State Bar No. 132124
rdm@wmtrial-law.com
Jae K. Kim, esq., State Bar No. 236805
jkk@wmtrial-law.com
MCCUNE & WRIGHT, LLP
2068 Orange Tree Lane, Suite 216
Redlands, CA 92374
Telephone: (909) 557-1250
Facsimile: (909) 557-1275

Attorneys for Plaintiffs, JOSHUA P. ENDRES and KENDAHL BOOSTOM, as individuals, and on behalf of all others similarly situated

Sonya D. Winner, SB # 200348
David M. Jolley, SB # 191164
COVINGTON & BURLING LLP
One Front Street
San Francisco, CA 94111
Telephone: (415) 591-6000
Facsimile: (415) 591-6091
swinner@cov.com

Attorneys for Defendants
Wells Fargo Bank, N.A. and Wells Fargo & Company

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOSHUA P. ENDRES and KENDAHL
BOOSTROM, as individuals, and on behalf of all
others similarly situated,

Plaintiffs,

v.

WELLS FARGO & COMPANY, et al.

Defendants.

) Case No.: C-06-7019 PJH

) Judge Assigned: Hon. Phyllis J. Hamilton

) Complaint Filed: October 2, 2006

) **STIPULATION AND [PROPOSED] ORDER**
) **FOR DISMISSAL OF PLAINTIFFS'**
) **SECOND AMENDED COMPLAINT WITH**
) **PREJUDICE**

WHEREAS, this action cannot proceed as a class action, and Plaintiffs Joshua P. Endres and Kendahl Boostrom do not wish to proceed with the case as individuals.

1 IT IS HEREBY STIPULATED by and between the Parties, subject to the Court's approval, that
2 the Second Amended Complaint of Plaintiffs Endres and Boostrom be dismissed with prejudice.

3 IT IS FURTHER STIPULATED by and between the Parties that, subject to the Court's approval,
4 each party shall bear their own costs and fees.

5 DATED: June 26, 2008

COVINGTON & BURLING LLP

7 By: 

8 David M. Jolley
Attorneys for Defendants

10 DATED: June 26, 2008

McCUNE & WRIGHT, LLP

12 By: 

13 Richard D. McCune
Attorneys for Plaintiffs

15 **IT IS SO ORDERED.**

16 June 27

18 DATED: _____, 2008

